

Whereas, The reduction in cotton acreage will undoubtedly cause some land commonly farmed in cotton to be sown to wheat, thus increasing wheat production, and causing a still heavier burden to fall upon the actual and dependable wheat farmers; therefore, be it

Resolved, by the Board of Directors of the Texas Wheat Growers Association, That the Texas Legislature enact a law giving wheat farmers the same protection as has been given the cotton farmers of Texas.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, Sept. 26, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 8, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, Sept. 26, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 37, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, Sept. 26, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 44, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

ELEVENTH DAY:

Senate Chamber,
Austin, Texas,
September 28, 1931.

The Senate met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	DeBerry.
Cousins.	Gainer.
Cunningham.	Greer.

Hardin.	Poage.
Holbrook.	Patton.
Hornsby.	Purl.
Loy.	Rawlings.
Martin.	Russek.
Moore.	Small.
Neal.	Thomason.
Oneal.	Williamson.
Parr.	Woodruff.
Parrish.	Woodul.

Absent—Excused.

Berkeley.	Stevenson.
Hopkins.	Woodward.
Pollard.	

Prayer by the Rev. A. W. Jones of Llano.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Gainer.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

S. C. R. No. 14.

Senator Loy sent up the following resolution:

Relating to the unemployed situation and suggesting measures for relief.

Whereas, the general unrest in our economic system today is largely one of unemployment which is very widespread and growing constantly worse each day, and

Whereas, we desire to avoid the dole system toward which we are gravitating, and

Whereas, some action seems to be justifiable by governmental bodies which will bring about permanent relief and benefits, and

Whereas, that considerable suffering and want will be brought about under existing conditions of unemployment which will be further aggravated by the approaching winter months, now,

Therefore, Be It Resolved by the Senate, the House of Representatives concurring, that it is the sense of the Legislature of the State of Texas that a committee be appointed to make a survey of existing conditions of unemployment with the view to making recommendations for the use of all labor possible in the con-

struction of public improvements, and for aiding employers in private industry to devise ways and means of spreading employment; and that said committee be authorized to call upon existing State and reputable agencies to cooperate in gathering data upon which practical recommendations may be based; said committee to consist of three members appointed by the President of the Senate, three members appointed by the Speaker of the House of Representatives, and three members appointed by the Governor; and said membership to be drawn from representative departments of the Government, representative industries and professions; that the State Commissioner of Labor be made secretary of said committee and that he be required to do all correspondence and clerical work for the committee; that the sum of \$750 for the remainder of the fiscal year ending August 31, 1932, and \$500 for the fiscal year ending August 31, 1933, be appropriated as an emergency fund for printing and postage, the fund to be expended under the direction of the Commissioner of Labor as Secretary of the Committee; and that the Committee known as the Governor's Committee for Employment be designated to act in an advisory capacity to the Committee hereby created.

Loy, Moore, Hardin, Beck, Greer, Hornsby.

Read and adopted.

H. C. R. No. 18.

The Chair laid before the Senate: H. C. R. No. 18, Relating to a map of Brazoria County for the General Land Office.

Read and adopted.

H. C. R. No. 24.

The Chair laid before the Senate: H. C. R. No. 24, Relating to text books.

The resolution was read.

Senator Purl sent up the following amendment:

Provided, however, that nothing in this Resolution shall be construed or interpreted as giving Legislative sanction to the State Text Book Commission for the purchase of any text books beyond the limits of the present contracts now in force, or authorizing the renewing or extension of

any contract and/or contracts now in force.

PURL.

The amendment was read.

Senator Greer moved to refer the resolution and the amendment to the Committee on Educational Affairs.

H. C. R. No. 15.

The Chair laid before the Senate: H. C. R. No. 15, Relating to the control of the spread of Johnson grass and Bermuda grass on the right of way of certain public utilities.

The resolution was read.

Senator Cousins moved to indefinitely postpone further consideration of the resolution.

Senator Hornsby moved to table the motion. The motion to table prevailed by the following vote:

Yeas—12.

Cunningham.	Martin.
DeBerry.	Moore.
Greer.	Oneal.
Hardin.	Poage.
Hornsby.	Williamson.
Loy.	Woodruff.

Nays—8.

Cousins.	Parrish.
Holbrook.	Patton.
Neal.	Thomason.
Parr.	Woodul.

Present—Not Voting.

Gainer.	Rawlings.
Purl.	

Absent.

Beck.	Russek.
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Absent—Excused.

Berkeley.	Small.
Hopkins.	Stevenson.
Pollard.	Woodward.

Senator Loy sent up the following amendment:

Amend H. C. R. No. 15, by adding at the end of the resolution the following:

"The Secretary of State is hereby required to notify the persons mentioned in this resolution."

LOY.

Read and adopted.

The resolution was adopted by the following vote:

Yeas—12.

Cunningham.	Loy.
DeBerry.	Martin.
Gainer.	Moore.
Greer.	Neal.
Harlin.	Parrish.
Hornsby.	Woodruff.

Nays—10.

Cousins.	Purl.
Holbrook.	Rawlings.
Parr.	Stevenson.
Patton.	Thomason.
Poage.	Woodul.

Absent.

Beck.	Small.
Oneal.	Williamson.
Russek.	

Absent—Excused.

Berkeley.	Pollard.
Hopkins.	Woodward.

House Bills Referred.

H. B. No. 59 referred to Committee on State Affairs.

H. B. No. 89 referred to Committee on Mining, Irrigation and Drainage.

H. B. No. 67 referred to Committee on State Affairs.

H. B. No. 45 referred to Committee on Educational Affairs.

H. B. No. 90 referred to Committee on Educational Affairs.

H. B. No. 66 referred to Committee on State Affairs.

H. B. No. 65 referred to Committee on Finance.

H. B. No. 63 referred to Committee on Finance.

Messages from the House.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 45, A bill to be entitled "An Act to validate the organization and creation of all school districts including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts, and rural high school districts,

whether created by general or special law, or county boards of trustees, validating the acts of said county boards of trustees and boards of such districts; validating all proceedings and acts of said boards of trustees, heretofore taken by such boards of trustees; validating all bonds, voted, authorized and/or sold and/or now outstanding of said districts; validating all tax levies made in behalf of said districts; making certain exceptions; and declaring an emergency."

H. B. No. 59, A bill to be entitled "An Act to amend Article 1667, of the Revised Civil Statutes of Texas for 1925, so that the provisions of said article shall hereafter extend to all counties containing a population of seventy-five thousand or more, as shown by the preceding Federal census, and declaring an emergency."

H. B. No. 66, A bill to be entitled "An Act to declare a closed season on the killing of prairie chickens in Brazoria and Matagorda counties for a period of five years, and declaring an emergency."

H. B. No. 89, A bill to be entitled "An Act to exclude from the Donna Irrigation District, Hidalgo county No. 1, all of that land now lying within the corporate limits of the city of Donna; providing that the lands so excluded shall continue to bear a tax which will provide an interest and sinking fund sufficient to retire that pro rata part of the indebtedness which the lands hereby excluded bear to the entire indebtedness of the Donna Irrigation District, Hidalgo County No. 1, at the time of the exclusion of said lands from said district; etc., and declaring an emergency."

H. B. No. 90, A bill to be entitled "An Act to amend Article 2818, Revised Statutes of 1925, by providing for the distribution and use of the county available school funds in county line districts derived from the separate counties of which such districts are a part; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 67, A bill to be entitled "An Act prohibiting any person to place, set, use, drag, or have in his possession any seine, net, or other device for catching fish and shrimp other than the ordinary pole and line casting rod and reel, artificial bait,

trot line, set line, or cast net or minnow seine of not more than twenty feet in length, for catching bait within waters between Padre Island and the mainland in Kleberg and Kenedy counties, and on back bays and inlets and that part of Laguna Madre within said counties and providing for a fine of not less than twenty-five (\$25) dollars nor more than one hundred (\$100) dollars on first conviction and not less than one hundred (\$100) dollars nor more than two hundred (\$200) dollars on subsequent convictions and cancellation of fisherman's license or dealer's license or both for violation of this act and further providing for the seizure by the Game, Fish, and Oyster Commissioner of Texas or his deputy, of nets, seines, or other tackle as evidence, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Free Conference Committee report on H. B. No. 44 by a viva voce vote.

The House has concurred in Senate amendments to H. B. No. 22 by a viva voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

S. C. R. No. 10, Outlining a certain policy in the construction of highways in Texas.

H. C. R. No. 29, As amended, memorializing Congress to enact tariffs on the importation of jute and wood pulp.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 34, A bill to be entitled "An Act requiring all public warehousemen to issue receipts, containing in addition of the information now required by Article 5570, of the Statutes of this State, a statement of the class and sample of the cotton represented by the receipt, said class and staple to have been determined by a public cotton classer, licensed as required by law, prescribing the fees that may be charged for such information; providing for temporary receipts in certain cases; providing for the exchange of such temporary receipts; and providing penalty and forfeiture of certificate for neglectful failure to carry out the provisions of this Act; and declaring an emergency."

(With amendments.)

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

H. C. R. No. 29.

The Chair laid before the Senate: H. C. R. No. 29, Relating to tariffs on jute and wood pulp.

Read and on motion of Senator Holbrook, referred to the Committee on Agricultural Affairs.

Conference Committee Requested.

On motion of Senator Poage, the Senate refused to concur in House amendments to S. B. No. 34 and ask for the appointment of a Conference Committee.

The Chair appointed the following on the part of the Senate:

Senators Poage, Oneal, Loy, Cunningham and Beck.

House Bill No. 79.

The Chair laid before the Senate the following bill:

By Barron, et al:

H. B. No. 79, A bill to be entitled "An Act to amend Section 39, Chapter 212, page 355, Acts 1931, Forty-second Legislature, Regular Session; and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Hardin the constitutional rule requiring bills to be read on three several days was

suspended and H. B. No. 79 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Oneal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Poage.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.

Absent—Excused.

Berkeley.	Woodward.
Pollard.	

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	

Absent—Excused.

Berkeley.	Pollard.
Hopkins.	Woodward.

Reason for Vote.

By Barron, H. B. No. 79.

Austin, Texas, Sept. 24, 1931.

Hon. E. M. Barron, House of Representatives.

Dear Sir:

Regarding the Cigarette Tax Law, the amendment only calls for the changing of County Clerk to Tax Collector who, under the General Law, collects all taxes of this nature due the State. This was simply an error in the old law, and the County Clerks will not issue the license, as they are not entitled to any fees

for issuing these licenses and making the collections, and are not under bond for the handling of the money.

Very truly yours,

GEO. H. SHEPPARD,
State Comptroller of Public
Accounts.

PURL.

Simple Resolution No. 29.

Senator Williamson sent up the following resolution:

Whereas, the Senate Investigating Committee appointed under authority of Simple Resolution No. 123, adopted at the Regular Session of the Forty-second Legislature, has worked arduously and efficiently at a great personal sacrifice, and has uncovered many violations of the law, and their work will make a marked saving in the State's finances; and,

Whereas, their labors are not as yet completed;

Therefore, Be It Resolved that the members of said Committee be, and they are hereby, commended individually for the patriotic and splendid service they are rendering to the State and to the cause of honesty in governmental affairs, generally. Particularly is their work meritorious and noteworthy in consideration of the fact that the members of said Committee have remained away from their personal affairs several weeks, for the purposes indicated, at great personal, financial loss.

WILLIAMSON,

Read and adopted.

Resolution Signed.

The Chair. Lieutenant Governor, Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following resolution: S. C. R. No. 10.

Messages From the House.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Conference Committee to consider the differences between the two Houses on Senate Bill No. 34. The following

are conferees on the part of the House:

Moffett, Morse, Patterson, Hubbard and Turner.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

H. C. R. No. 14, Extending the permit for drilling for oil and gas in the river bed of the Guadalupe River.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 43, A bill to be entitled "An Act amending Chapter 286, General Laws, Forty-second Legislature, at page 678, printed laws thereof, by striking therefrom restrictions on State auditor's use of appropriation made for oil and gas royalty audit, and declaring an emergency."

S. B. No. 45, A bill to be entitled "An Act making appropriations to pay salaries and expenses of district judges in Judicial Districts Nos. One Hundred and Twenty-three (123) One Hundred and Twenty-four (124) and One Hundred and Twenty-six (126) and to pay salaries of Assistant District Attorney in the Forty seventh (47) Judicial District for the two-year period beginning September 1, 1931 and ending August 31, 1933 and to pay blanket warrants issued by the State Comptroller to district judges, district attorneys, and court reporters for services rendered after the Acts creating their respective offices became effective, and declaring an emergency."

(With amendments.)

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Bill Withdrawn.

Senator Woodruff made the following request:

Mr. President: I ask unanimous consent of the Senate to withdraw from further consideration S. B. No. 12, a bill the provisions of which would exempt from the terms and provisions of the anti-trust statutes of this State certain associations and corporations engaged or to be engaged in the marketing of agricultural products. The bill was introduced by request with the understanding that the necessity therefor and the effect thereof would be inquired into before final passage was urged. I am unconvinced of the wisdom of the proposal.

WOODRUFF.

Unanimous consent was granted.

Motion to Concur.

Senator Poage moved to concur in House amendments to S. B. No. 11. The motion prevailed.

Senate Bill No. 25.

The Chair laid before the Senate as special order the following bill:

By Senators Purl and Woodruff:

S. B. No. 25, A bill to be entitled "An Act to amend Section 1 of Chapter 271, H. B. No. 358, General Laws of the Regular Session of the Forty-second Legislature, approved May 29, 1931, providing for the sale of lands belonging to the Public Free School Fund of the State of Texas, except islands, lakes and bays and other lands within tide water limits; amending Section 5 of said Act, giving preference right to holders in good faith of surveys of land to purchase the same; amending Section 8 of said Act, relating to the lease of all unsold public free school lands, and declaring an emergency."

Senator Thomason raised the point of order that the motion to set this bill as special order specified the hour for which it was set as being 10 o'clock Monday morning; since the Senate recessed Saturday and was working on legislative Saturday this morning and did not begin legislative Monday until 2 o'clock p. m., today, it was impossible for this bill to come up as special order this legislative Monday. Since the Senate worked by legislative days instead

of calendar days it was therefore impossible for this bill to be taken up today.

The Chair, Lieutenant Governor Edgar E. Witt, overruled the point of order under Rule 12 of the Senate.

Senator Rawlings sent up the following amendments:

Amend S. B. No. 25 by adding a new sentence to paragraph 3 to read as follows:

"Out of the proceeds derived by the State from the production of oil or gas from any such well shall, after deducting the cost of drilling said well or wells, be repaid to the Oil and Gas Division of the Railroad Commission the amount appropriated from said fund and used in such development. Said Board, out of the money remaining on hand, may create a special fund necessary to pay the cost of further developments required under this bill and any and all moneys in excess thereof derived from the production of oil and gas from any such wells as aforesaid, or from the sale of leases as herein provided shall be paid over to the Treasurer of the State of Texas and deposited in the general fund."

RAWLINGS.

Read and unanimously adopted.

Amend S. B. No. 25 by striking out of the first sentence in paragraph 4 of the bill, line 2, the words "for a period of thirty days."

RAWLINGS.

Read and adopted unanimously.

Senator Rawlings raised the point of order that a quorum was lacking. The roll call showed 24 present.

Senator Rawlings moved a call of the Senate to maintain a quorum until this bill was disposed of. The motion was lost by the following vote:

Yeas—12.

DeBerry.	Oneal.
Gainer.	Parrish.
Hardin.	Poage.
Holbrook.	Purl.
Loy.	Rawlings.
Moore.	Woodruff.

Nays—13.

Beck.	Cunningham.
Cousins.	Greer.

Hornsby.
Neal.
Parr.
Patton.
Russek.

Small.
Thomason.
Williamson.
Woodul.

Absent.

Martin.

Stevenson.

Absent—Exxcused.

Berkeley.
Hopkins.

Pollard.
Woodward.

Senator Parrish moved the previous question on the further consideration of this bill. The motion was lost by the following vote:

Yeas—8.

Cunningham.
Gainer.
Holbrook.
Loy.

Parrish.
Poage.
Rawlings.
Woodruff.

Nays—14.

Beck.
Cousins.
Greer.
Hardin.
Hornsby.
Moore.
Neal.
Parr.

Patton.
Purl.
Russek.
Small.
Thomason.
Williamson.
Woodul.

Present—Not Voting.

DeBerry.

Absent.

Martin.
Oneal.

Stevenson.

Absent—Exxcused.

Berkeley.
Hopkins.

Pollard.
Woodward.

Senator Purl moved the previous question on the further consideration of this bill.

Senator Thomason raised the point of order that Senator Neal did not yield for the purpose of this motion.

Upon inquiry by the Chair, Senator Neal stated that she did not yield for such a motion.

The Chair, Senator Moore, overruled the point of order, holding that this was a privileged motion and could be made at any time.

The motion for the previous question was lost by the following vote:

Yeas—12.

Cunningham.	Oneal.
DeBerry.	Parrish.
Gainer.	Poage.
Holbrook.	Purl.
Loy.	Rawlings.
Moore.	Woodruff.

Nays—15.

Beck.	Patton.
Cousins.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Hornsby.	Thomason.
Martin.	Williamson.
Parr.	Woodul.

Absent—Excused.

Berkeley.	Pollard.
Hopkins.	Woodward.

Senator Woodruff asked unanimous consent to turn back the clock three hours. Objection was heard.

Senator DeBerry raised the point of order that Senator Neal could not yield the floor for the passage of local bills and continue to hold the floor without the unanimous consent of the Senate.

The Chair, Lieutenant Governor Edgar E. Witt, held that a Senator could continue to hold the floor if he yielded for the passage of other bills with the specific understanding on the part of the Senate that he was yielding for that purpose only and would not thereby lose the floor.

Senator Purl asked unanimous consent to turn the clock back two hours. Objection was heard.

Senator Cousins raised the point of order that no vote could be cast on the bill during the last 24 hours of the session and the 24-hour period was now in effect.

The Chair, Lieutenant Governor Edgar E. Witt, sustained the point of order.

Senator Woodruff raised the point of order that this bill was no longer before the Senate because of the 24-hour rule.

The Chair, Lieutenant Governor Edgar E. Witt, sustained the point of order.

Senator DeBerry inquired whether, if the Senate and House by a concurrent resolution adopted by a two-thirds vote tomorrow suspended the 24-hour law, this bill would be alive again and eligible to be voted on.

The Chair, Lieutenant Governor Edgar E. Witt, stated that such was his opinion.

Adjournment.

On motion of Senator Parr, the Senate, at 6:09 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Petitions and Memorials.

Treasury Department,

Austin, Texas, Sept. 28, 1931.

I, E. B. Barnes, acting State Treasurer of the State of Texas, do hereby certify that the records of this Department disclose that on August 31, 1931, there was a deficit in the General Revenue Fund of \$2,648,309.80.

E. B. BARNES,

Acting Treasurer of Texas.

Treasury Department,

Austin, Texas, Sept. 28, 1931.

I, E. B. Barnes, acting State Treasurer of the State of Texas, do hereby certify that the records of this Department disclose that on August 31, 1931, there was a balance in the Highway Fund of \$13,722,936.46.

E. B. BARNES,

Acting Treasurer of Texas.

Committee on Enrolled Bills.

Committee Room,

Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 10, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,

Austin, Texas, Sept. 29, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 43, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Reports.

Committee Room,

Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred

H. C. R. No. 15.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Committee Room,

Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 67, A bill to be entitled "An Act prohibiting any person to place, set, use, drag, or have in his possession any seine, net or other device for catching fish and shrimp other than the ordinary pole and line, casting rod and reel, artificial bait, trot line, set line, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

MOORE, Chairman.

Committee Room,

Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 59, A bill to be entitled "An Act to amend Article 1667 of the Revised Civil Statutes of Texas for 1925 so that the provisions of said Article shall hereafter extend to all counties containing a population of seventy-five thousand (75,000) or more, as shown by the preceding Federal Census."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed."

MOORE, Chairman.

Committee Room,

Austin, Texas, Sept. 28, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 66, A bill to be entitled "An Act to declare a closed season on the killing of prairie chickens in Brazoria and Matagorda counties for

a period of five years, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

MOORE, Chairman.

TWELFTH DAY.

Senate Chamber,

Austin, Texas,

September 29, 1931.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following senators answering to their names:

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	

Absent—Excused.

Berkeley. Woodward.

Prayer by the Rev. A. W. Jones of Llano.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Williamson.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Conference Committee Asked.

On motion of Senator Hornsby, the Senate refused to concur in House amendment to S. B. No. 15 and asked for the appointment of a conference committee.

The Chair appointed the following on the part of the Senate: